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Case 1:08-cv-02149-HB Document 4 Filed 05/12/2008 Page 1 of 1

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANTOINE VINCENT,

: Plaintiff, : STIPULATION AND
: : ORDER OF DISMISSAL

- v. - : : 08 Civ. 2149 (HB)

MARY ANN GANTNER, District Director,
U.S. Citizenship and Immigration Services,
New York District,

: Defendant. : -----x

IT IS STIPULATED AND AGREED, by and between the undersigned counsel for the parties, that the above-captioned action be, and hereby is, dismissed without prejudice and without costs or attorney's fees to any party, subject to plaintiff's right to reinstate the action within 90 days of the entry of this stipulation and order, by written notice to the Court, upon 10 days' prior notice to the United States Attorney's Office for the Southern District of New York, if United States Citizenship and Immigration Services has not reopened plaintiff's adjustment application before that date.

Dated: Brooklyn, New York
April 29, 2008

LUBINER & WEISS, PC
Attorneys for Plaintiff

By:


DONALD J. WEISS, ESQ.
26 Court Street
Brooklyn, NY 11242
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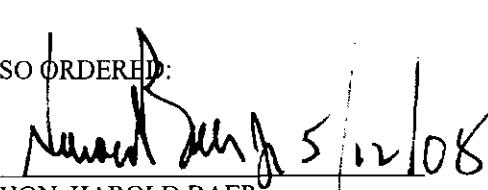
Dated: New York, New York
April 30, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendants

By:


F. JAMES LOPREST, JR.
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SO ORDERED:


HON. HAROLD BAER
UNITED STATES DISTRICT JUDGE